

DRAFT
MINUTES OF THE CITY COUNCIL
OF THE
CITY OF GREENSBORO, N.C.

REGULAR MEETING:

21 FEBRUARY 2006

The City Council of the City of Greensboro met in regular session at 5:30 p.m. on the above date in the Council Chamber of the Melvin Municipal Office Building with the following members present: Mayor Keith A. Holliday, presiding; Councilmembers Michael Barber, T. Dianne Bellamy-Small, Sandra G. Carmany, Florence F. Gatten, Sandra Anderson Groat, Yvonne J. Johnson, Thomas M. Phillips and Goldie Wells. Absent: None. Also present were Mitchell Johnson, City Manager; Terry Wood, Deputy City Attorney; and Susan E. Crotts, Deputy City Clerk.

The meeting was opened with a moment of silence and the pledge of allegiance to the flag by Fred Gross, Director of the Greensboro Historical Museum. Mr. Gross provided a brief update on programs at the Museum.

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The City Manager recognized Sheldon Smith, employee with the Environmental Services Department, who served as courier for the meeting.

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The Mayor outlined the procedures for conduct of the meeting and invited citizens to address Council as speakers from the floor.

Edward Ross, residing at 1434 Whilden Place, expressed his appreciation to Council for city services and commended them for provision of Specialized Community Area Transportation (SCAT) bus services. He spoke to the value of SCAT services to community residents and the high level of service provided by SCAT employees.

Gwendolyn Lee and Mathew Sharp, students from Grimsley High School, presented information to honor the first African American to graduate from Grimsley High School in 1958. They spoke to the history of court rulings involving school desegregation, the experiences of Dr. Bradley as a high school student, and her outstanding accomplishments and personal qualities.

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Mike Byers, Assistant Vice Chancellor for Business Affairs at the University of North Carolina at Greensboro, thanked the City for their collaborative 4 year effort to create a transit partnership to meet the needs of local college students. Speaking to the current status of the effort, HEAT (Higher Education Area Transit), Mr. Buyers provided additional school participation and funding information and encouraged the City to continue to support this program.

Jim Westmoreland, Transportation Department Director, stated the City had received an air quality mitigation grant from the federal government and North Carolina State Department of Transportation and provided additional program participation, funding and time line information for the HEAT partnership. He expressed appreciation to Councilmember Gatten for her leadership on this project and for her work as liaison to the Greensboro Transit Authority.

Councilmember Gatten expressed appreciation to Councilmember Carmany, for her participation in this process and her work as the Piedmont Authority for Regional Transportation liaison.

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Mayor Holliday introduced a resolution designating February 27-March 12, 2006 as "ACC Championship Weeks" and March 13-19, 2006 as "NCAA Championship Week."

After Councilmember Carmany read the resolution into the record, the Mayor offered brief comments with regard to the beneficial impacts of these tournaments on the City.

Councilmember Bellamy-Small moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Barber, Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

24-06 RESOLUTION DESIGNATING FEBRUARY 27-MARCH 12, 2006 AS "ACC CHAMPIONSHIP WEEKS" AND MARCH 13-19, 2006 AS "NCAA CHAMPIONSHIP WEEK"

WHEREAS, the City of Greensboro, the Atlantic Coast Conference (ACC) and the Greensboro Coliseum are hosting the Men's and Women's Championship basketball tournaments in 2006;

WHEREAS, Greensboro has been headquarters to the ACC since its inception in 1953;

WHEREAS, the ACC and its twelve member institutions that will be playing in these tournaments will bring nationwide recognition that will further enhance Greensboro's reputation as "Tournament Town" in promoting the festive championship basketball spirit and enthusiasm throughout the City;

WHEREAS, the Atlantic Coast Conference has requested that the City designate February 27th – March 12th as "ACC Championship Weeks" and March 13th – March 19th as "NCAA Championship Week".

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the designation of February 27th – March 12th, 2006 as "ACC Championship Weeks" and the designation of March 13th – March 19th, 2006 as "NCAA Championship Week" are hereby approved.

(Signed) T. Dianne Bellamy-Small

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On behalf of the City, the City Manager recognized and thanked Eddie Vaughan, employee of the Parks and Recreation Department, for his life saving rescue efforts following a car accident he witnessed. The Manager praised Mr. Vaughan for aiding the accident victims. After noting that this was the second time Mr. Vaughan had heroically rescued citizens while performing his job as a city employee, the Manager also shared details of a life saving fire rescue. The City Manager presented Mr. Vaughan with a certificate of appreciation. Mr. Vaughan expressed his thanks and appreciation for the opportunity to work in public service for the City.

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Mayor Holliday stated that this was the time and place set for a public hearing to receive citizen input with regard to the 2006-2007 Annual Budget. He asked if anyone present wished to be heard.

Millicent Brown, residing at 1601 East Market Street spoke on behalf of the Greensboro Historical Museum Board of Trustees to express appreciation for the City's investment in the Museum over recent years. She provided detailed information with respect to numerous collections and programs, attendance, volunteers, board membership, and future plans. She requested Council to continue to invest in the Historical Museum.

Bob Cone, residing at 606 Waycross Drive, spoke on behalf of the Board of Trustees of the Greensboro Public Library about various educational services and opportunities provided by the library to pre-school and school aged children, services provided by a full time librarian in the Job and Career Counseling Center, and local neighborhood meeting groups. He requested Council to continue supporting the Library.

Renee Griffin, residing at 14 Chadbury Court, stated she was vice-chair of Friends of the Library, an avid user of the Hemphill Branch Library, and appreciative of the City's support for the library. She presented a video of various library programs such as One City, One Book, Internet Access Databases, and Tutor.com. and noted that the library offered free and equal access to all citizens to utilize life changing opportunities. She requested Council's continuing support of library facilities, services and programs.

Heather Cline, residing at 2403 Revlon Court, spoke to her family's educational experiences at the Hemphill Library, programs offered there, the branch's extensive collection of materials, and the excellent service provided by the library staff.

Mayor Holliday noted the percentage of library patrons from outside the City limits, stated that Guilford County was continuing to increase its contribution towards library services and spoke to details regarding Guilford County contributions and library operating costs.

Donna Newton, residing at 1 Gwen Lane, stated she served as a coordinator for the Greensboro Public Library's Greensboro Neighborhood Center and as an advisor to the Greensboro Neighborhood Congress. She spoke to her participation with the community in building safe and strong neighborhoods and requested Council to allocate funds to enhance the quality of neighborhoods.

Mary Lou Zimmerman, residing at 2304 Wilcox Drive, serving as chair of the Greensboro Transit Authority (GTA) Board, thanked Council for the opportunity to brief them on exciting developments and challenges faced by GTA. She spoke to the history of growth in GTA services, the benefits GTA services have provided to citizens in terms of access to mobility, work, etc., and provided details regarding specific increases in services. Ms. Zimmerman noted that GTA has provided SCAT paratransit services for disabled community members at a higher level than legally required. She encouraged Council to continue their leadership and support to continue the growth of service with the growth of the community.

The City Manager advised Council that a summary of budget and other key information pertaining to GTA would be presented at a briefing in the near future.

Bobby Collier, residing at 3207-A Orange Street questioned the legality of property tax and expressed personal opinions opposing property tax. The Deputy City Attorney advised that the Constitution provided for legal property taxation to pay for services government provides to properties.

Alfreda Williams, residing at 4002 Apartment B Sykes Avenue and member of the GTA Rider Advisory Panel, spoke on behalf of the Panel. She shared details of her experience as a bus rider and requested Council to allocate funding for additional services to address overcrowding and related safety issues.

Patricia Gonzales, residing at 200 Spring Garden Street, spoke to her past experience as a homeless citizen and outlined numerous challenges faced by the homeless population including the limited schedule and availability of meal offerings, shelter, and facilities for maintaining personal hygiene and laundry. She emphasized the impact of these challenges on gaining and maintaining employment needed to transition from homelessness to permanent residency and requested Council to look for additional ways to help homeless citizens.

Linda Leo, residing at 815 South Chapman Street, spoke to her extensive use of bus services for work, shopping and medical needs and shared her awareness of lengthy commute times for many working people who depend on bus services. She encouraged Council to fund extension of bus services to run every half hour throughout the day and extend sidewalks to improve pedestrian safety when walking from busses to shopping locations.

Lonnie Cunningham, residing at 1007 Ashe Street, shared his opinions with respect to GTA services that needed to be increased due to overcrowding and the expansion of Greensboro and encouraged Council to provide funding to accommodate these needs.

During Council discussion that about this budget public hearing, the Mayor encouraged citizens to continue to share their comments and requests on the upcoming budget at future Council meetings by signing up as speakers from the floor.

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Councilmember Barber requested Council to excuse him from the meeting so that he could attend a Starmount neighborhood meeting, from which he planned to return. Councilmember Johnson moved that Councilmember Barber be excused. The motion was seconded by Councilmember Groat and unanimously adopted by voice vote of Council.

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Mayor Holliday stated that this was the time and place set for a public hearing to consider an ordinance rezoning from RM-18 Residential Multifamily to Conditional District- RM-26 Residential Multifamily for property located on the west side of Coapman Street between Spring Garden Street and Brevard Street.

Richard “Dick” Hails, Planning Department Director, presented a map and slides to describe the subject property and surrounding area. He summarized the request, read the conditions of the proposal into the record, and stated the Zoning Commission had voted in favor of the proposal.

The following speakers spoke in favor of the rezoning:

Joe Kupiec, builder with offices located at C-338 North Elm Street, shared his rationale regarding reasons to change the zoning from RM-18 to RM-26 Conditional Use that would, in his opinion, revitalize the area and benefit the value of surrounding properties. He stated that the owners of an adjacent property and another property in the vicinity supported the rezoning. Mr. Kupiec spoke to the proximity of the property to major thoroughfares and bus service, the proposed project’s potential as college student housing, and the proportion of students currently attending the University of North Carolina at Greensboro with respect to available campus student housing. He presented an aerial map of the area, spoke to another infill opportunity recently rezoned in the City, and presented a diagram of the proposed development.

The Deputy City Attorney advised that the illustration of the proposed development was for illustrative purposes only, which could not be considered in the zoning request.

Mr. Kupiec requested Council to consider adding the following conditions to the rezoning request:

- 1) The building will be all brick with an accented entrance of some sort
- 2) The units will be two bedroom units
- 3) Bicycle racks will be installed on the site.
- 4) Leland cypress trees will be installed on the southern property line every eight feet.

Noting that he had not had an opportunity to review these proposed conditions prior to their presentation to Council, Mr. Hails clarified that the condition “all brick” pertained to an all brick facade; the number of bedrooms were not criteria for zoning conditions and a landscape buffer already existed in the current requirements. He advised that adding the Leland Cypress and bicycle rack conditions were acceptable.

Councilmember Johnson moved to add the conditions proposed by Mr. Kopiec to the zoning request. The motion was seconded by Councilmember Bellamy-Small and unanimously adopted by voice vote of Council.

Mr. Kopiec stated that it was his understanding that the Zoning Commission had denied the request because of its impact on the property located at 600 Coapman Street. He reported that he had this property under contract to purchase contingent on the approval of this rezoning request.

The Deputy City Attorney cautioned Council that the pending purchase of other property could not be considered as criteria for the zoning request.

In response to Councilmember Carmany, Mr. Kopiec explained why he believed RM-26 zoning was best for his project and would enhance the community. He stated he planned for a property management company to manage the developed property, which would be offered for rental.

Councilmember Phillips advised that the ownership and management of the property were unrelated to the zoning request.

Mr. Hails spoke to the approximate increase possible in the potential number of units on this property if the rezoning request were approved.

Heidi Barton, residing at 3504 Brevard Street, spoke to her history of residency in the neighborhood, noted the close proximity of her property to the subject property, stated she supported the project because she believed it would inspire other property owners in the neighborhood to invest more in their properties, and shared her opinion that neglected properties had lowered the values of property in the neighborhood. Speaking to potential increased traffic from the proposed development, Ms. Barton stated that while the proposed complex would provide off street parking, a traffic mitigation device such as a blinking light would address traffic safety concerns at the intersection of Coapman Street and Brevard Street.

The Mayor asked if anyone present wished to speak in opposition to these matters. There being no one present in the Chamber who wished to be heard, Councilmember Phillips moved that the public hearing be closed. The motion was seconded by Councilmember Johnson and unanimously adopted by voice vote of Council.

Mr. Hails cited the mixed use context of this site, the extent of multifamily housing in the area, and the conditions added to the proposed zoning request as reasons for staff's recommendation in favor of the proposed rezoning request.

Councilmember Phillips shared his opinion that RM-26 zoning classification should be reserved for specific circumstances such as downtown high rise buildings or land locked areas. He expressed concerns with respect to the impact that setting the precedent of RM-26 zoning could have on the surrounding area.

After Councilmember Carmany expressed agreement with these concerns, she moved that the ordinance be DENIED as follows: The Greensboro City Council believes that its action to deny the zoning amendment, located on Coapman Street from RM-18 to CD-Rm-26, to be inconsistent with the adopted Connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: Despite proposed conditions, the proposed multifamily use is not compatible with nearby single family residences.

The motion was seconded by Councilmember Phillips; the ordinance was DEFEATED on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Holliday, Johnson, and Phillips. Noes: Groat and Wells.

(A copy of the defeated ordinance as introduced and additional information is filed in Exhibit Drawer P, Exhibit # 18, and is hereby referred to and made a part of the minutes.)

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Mayor Holliday declared a recess at 7:25 p.m.

The meeting reconvened at 7:44 p.m. with all members of Council present except Councilmember Barber, excused earlier in the meeting.

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The Mayor stated that this was the time and place set for a public hearing to consider an ordinance rezoning from RM-18 Residential Multifamily to Conditional District – RM-26 Residential Multifamily for property located on the south side of Overland Heights between Merritt Drive and Peale Terrace.

Mr. Hails presented a map and slides of the subject property and surrounding area. He read the conditions attached to the proposal into the record and stated the Zoning Commission had recommended in favor of the proposal.

Mayor Holliday asked if anyone present wished to speak to these matters.

Tommy Snyder, residing at 1304 North Holden Road, spoke to his family's ownership of this property and their professional backgrounds in the construction and real estate industries. After describing the condition and types of surrounding properties, Mr. Snyder cited high costs of construction and advised that rezoning to the higher density of RM-

26 was the only way his family could profitably develop their property. He shared his opinion that this was the highest and best use of the property.

Councilmember Phillips noted that the property values and tax values of adjacent properties could not be considered as relevant criteria for the rezoning request.

The following speakers spoke in opposition to the request:

Don Vaughan, attorney with offices located at 612 West Friendly Avenue, stated he represented many neighbors who opposed the proposed rezoning. He expressed his opinion that the proposed zoning was incompatible with the neighborhood and the *Greensboro Connections 2025 Comprehensive Plan* and presented a bar graph to illustrate the proportional difference between the density of the proposed rezoning compared to surrounding property in Overland Heights. Mr. Vaughan presented a map provided by the Greensboro Police Department depicting violent crime sites in this neighborhood between 8-1-04 and 2-16-06. He noted that the map reflected that this property was located in an area in which most violent crimes in the City of Greensboro had occurred and expressed concern with respect to the potential negative impact on crime if density in the area were increased. Mr. Vaughan presented a slide of the street to reflect the lack of proximity to shops, lack of sidewalks, etc., which he stated, in his opinion, did not match the intent of the *Comprehensive Plan* for increasing density.

After Mr. Vaughan displayed an additional map representing homes of residents in the area who signed an opposing petition, Sarah Clegg, residing at 2304 North Elm Street, shared her opinion that the proposed rezoning was not compatible with the neighborhood because it was too dense compared to the existing range of multifamily density levels. She spoke to violent crime in the area and expressed concern with respect to the precedent this case could set if approved and requested Council to deny the rezoning request.

Joseph Hart, residing at 3902 Overland Heights, stated he managed the Overland Crest building. He expressed concerns with respect to potential negative impacts on crime and traffic from the proposed higher density development, presented pictures of properties in the area zoned RM-18, described their uses, and expressed concern regarding the correlation of the saturation level of the area as currently developed with crime and traffic issues.

Judy Donnegan, residing at 1816 Pembroke Road, stated her mother owned property in the vicinity of the subject property. She expressed concerns with regard to the precedent for higher density development that the proposed rezoning could set if approved and stated that in her opinion, greater density would increase crime.

Mr. Vaughan reiterated concerns and reasons the neighbors opposed the rezoning request.

Speaking in rebuttal in favor of the rezoning request, Mr. Snyder referred to the map locating crime that was presented by the opposing side earlier in the meeting stated he did not require RM-26 zoning, but had requested that because that was the next density level classified above RM-18. He offered personal opinions with respect to the economic impact of new construction on existing rental unit owners and provided details of how his family planned to manage the property.

Councilmember Phillips reminded Council that ownership of the property was immaterial to the rezoning request.

Brief discussion was held with regard to the potential number of units that could be built under RM-18 and RM-26 multi-family zoning classifications.

Speaking in rebuttal in opposition to the request, Mr. Vaughan and Ms. Clegg revisited the crime area map provided by the Greensboro Police Department and stated the petition opposing the rezoning request was in response to area crime. Mr. Vaughan stated that the proposal did not, in his opinion, fit the neighborhood.

Councilmember Johnson moved that the public hearing be closed. The motion was seconded by Councilmember Wells and unanimously adopted by voice vote of Council.

Mr. Hails spoke to the mixed density in the area, its role as a major transportation corridor, the *Comprehensive Plan* Generalized Future Land Use Map density recommended for this area, and other provisions of the *Comprehensive*

Plan to integrate land uses with major corridors and the limited conditions of the proposed rezoning. He advised that a balance of factors supported the staff recommendation for this request.

Councilmember Carmany stated that, in her opinion, the density was too high to approve.

Councilmember Phillips emphasized the potential negative impact that changing the density could have on other land parcels.

Mayor Holliday spoke to the need to protect the neighborhood and set guidelines for future applications in this area.

Councilmember Groat noted the significance of the issue of crime in this case.

Councilmember Johnson empathized with the applicant, but stated that the high crime rate in this area was a key issue. She explained that in her opinion, the relationship between high density and high crime had a strong correlation, as the reason she would not support the request. Councilmember Gatten there upon moved that the ordinance be DENIED as follows: The Greensboro City Council believes that its action to deny the zoning amendment, located on Overland Heights from RM-18 to CD-RM-26, to be inconsistent with the adopted Connections 2025 Comprehensive Plan and considers the action taken to be reasonable and in the public interest for the following reasons: The existing RM-18 classification meets the needs of present and future Greensboro citizens for a choice of decent, affordable housing in stable, livable neighborhoods that offer security, quality of life, and the necessary array of services and facilities. (Housing and Neighborhoods Goal); and it is far too dense. The motion was seconded by Councilmember Phillips, the ordinance was DEFEATED on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

(A copy of the defeated ordinance as introduced is filed in Exhibit Drawer P, Exhibit # 18, and is hereby referred to and made a part of the minutes.)

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The Mayor stated that this was the time and place set for a public hearing to consider an ordinance amending Chapter 30, Zoning, Planning and Development, Table 30-4-5-1, Permitted Use Schedule, and Section 30-5-2, Development Standards for Individual Uses, to add Music Production and Recording as a permitted use in the GB, HB, CB, CP and LI zoning districts and as a use permitted with development standards in the LO, GO-M, GO-H and LB zoning districts.

Mr. Hails summarized the request, which he noted would allow recording in controlled settings in mixed use areas of commercial manufacturing and office settings under the proposed conditions.

Mayor Holliday asked if anyone present wished to speak to this matter.

No one present in the Chamber indicated they wished to be heard.

Mr. Hails spoke to the process for enforcement of these conditions if they were violated. After Councilmember Wells noted that the conditions required the recordings to be conducted in a soundproof building, Deputy City Attorney Wood advised that ultimately the permit could be revoked if the conditions were not met.

Councilmember Johnson moved adoption of the ordinance. The motion was seconded by Councilmember Gatten; the ordinance was adopted on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

06-28 AMENDING CHAPTER 30

AN ORDINANCE AMENDING THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO ZONING, PLANNING AND DEVELOPMENT

Section 1. That Table 30-4-5-1, Permitted Use Schedule, is hereby amended by adding “Music Production and Recording” under the “Business, Professional, & Personal Services” subsection, by placing a “7389” entry in the Ref SIC column, by placing a “D” entry in the LO, GO-M, GO-H, and LB columns, by placing a “P” entry in the GB, HB, CB, CP and LI columns and by placing a “3” entry in the LUC column.

Section 2. That Section 30-5-2, Development Standards for Individual Uses, is hereby amended by adding a new subsection 30-5-2.59.6 to read as follows:

“30-5-2.59.6 Music Production and Recording

(A) *Where Required:* LO, GO-M, GO-H, and LB Districts

(B) *Maximum Floor Area:* A maximum of 1,200 square feet of gross floor area shall be permitted for the use.

(C) *Operation:* All recording operations shall take place within an enclosed and sound-proofed building. Hours of operation shall be between 7:00 a.m. and 10:00 p.m. when the property adjoins residentially zoned property.

(D) *Noise:* Sound associated with music recording shall not be audible from any property line.”

Section 3. All ordinances in conflict with the provisions of this ordinance are repealed to the extent of such conflict.

Section 4. This ordinance shall be effective upon the date of adoption.

(Signed) Yvonne Johnson

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Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution closing Holliday Drive from the south property line of Allen Sharpe northward to its terminus, a distance of approximately 131 feet.

The Mayor asked if anyone present wished to be heard. No one present in the Chamber indicated they wished to speak to this matter.

Councilmember Gatten moved adoption of the resolution. The motion was seconded by Councilmember Johnson; the resolution was adopted on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

25-06 RESOLUTION CLOSING HOLLIDAY DRIVE FROM THE SOUTH PROPERTY LINE OF ALLEN SHARPE NORTHWARD TO ITS TERMINUS, A DISTANCE OF APPROXIMATELY 131 FEET

WHEREAS, the owners of all but 8.72 feet of the property abutting both sides of Holliday Drive from the south property line of Allen Sharpe northward to its terminus, a distance of approximately 131 feet have requested in writing that said street be closed to the general public and the City’s interest therein released;

WHEREAS, a notice was duly published that a public hearing would be held by the City Council in the Council Chamber in the Municipal Office Building on Tuesday, February 21, 2006 at 5:30 p.m. on the closing of said street;

WHEREAS, the public hearing has now been held and no objections have been made to the closing thereof.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

1. That the City Council hereby finds as a fact that the owners of all but 8.72 feet of the property abutting both sides of the hereinafter mentioned street have requested in writing that said street be closed to the general public and the City’s interest therein released.

2. That the City Council hereby finds as a fact that the closing of the street to the general public is not contrary to the public interest and that no individual or other party owning property in the vicinity of the street or in the subdivision in which the street is located will be deprived of the reasonable means of ingress or egress to his or its property.
3. That the following street is hereby permanently closed to the general public and the City's interest therein released:

HOLLIDAY DRIVE FROM THE SOUTH PROPERTY LINE OF ALLEN SHARPE NORTHWARD TO ITS TERMINUS, A DISTANCE OF APPROXIMATELY 131 FEET

4. That the City of Greensboro hereby reserves a utility easement over each existing utility line located in the above mentioned street until such time as said line is no longer required by the City.

(Signed) Florence Gatten

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Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution authorizing on basis of public necessity sewer main to extend existing 8" sanitary sewer from a manhole at the intersection of Lake Jeanette Road and Kitly Court to serve the southwest property corner of 4517 Lake Jeanette Road.

The Mayor asked if anyone present wished to speak to this matter.

There being no one present in the Chamber who wished to be heard, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Johnson; the resolution was adopted on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

L-177 RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS

INTERSECTION OF LAKE JEANETTE ROAD AND KITLY COURT TO SERVE THE SOUTHWEST PROPERTY CORNER OF 4517 LAKE JEANETTE ROAD

WHEREAS, due notice has been given that on the 7th day of March, 2006 at 5:30 p.m. in the Council Chamber in the Municipal Office Building a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing;

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

A. That the street or streets hereinabove set out is/are

EXTEND EXISTING 8" SANITARY SEWER FROM A MANHOLE AT THE INTERSECTION OF LAKE JEANETTE ROAD AND KITLY COURT TO SERVE THE SOUTHWEST PROPERTY CORNER OF 4517 LAKE JEANETTE ROAD

B. That the local improvements to be made on the street or streets set out above are as follows:

- (a) Sanitary Sewer Improvements. A sanitary sewer main to be laid on the street or streets hereinabove named within the limits defined, and necessary laterals (including water laterals where none exist and water main has been installed) to be laid for the proper connection of abutting property with the sewer main.

- C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of payment will be as provided in the Notice of Public Hearing which was served on the owners of the property to be assessed.
- D. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

(Signed) Yvonne Johnson

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Mayor Holliday introduced a resolution authorizing on basis of public necessity sewer main to extend existing 8" sanitary sewer line from a manhole at 4205 Lake Jeanette Road to serve the northeast property corner of 4201 Lake Jeanette Road.

The Mayor asked if anyone present wished to speak to this matter. After no one present in the Chamber indicated they wished to be heard, Councilmember Gatten moved adoption of the resolution. The motion was seconded by Councilmember Phillips; the resolution was adopted on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

L-178 RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS

FROM A MANHOLE AT 4205 LAKE JEANETTE ROAD TO SERVE THE NORTHEAST PROPERTY CORNER OF 4201 LAKE JEANETTE ROAD

WHEREAS, due notice has been given that on the 7th day of March, 2006 at 5:30 p.m. in the Council Chamber in the Municipal Office Building a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing;

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

A. That the street or streets hereinabove set out is/are

EXTEND EXISTING 8" SANITARY SEWER LINE FROM A MANHOLE AT 4205 LAKE JEANETTE ROAD TO SERVE THE NORTHEAST PROPERTY CORNER OF 4201 LAKE JEANETTE ROAD

B. That the local improvements to be made on the street or streets set out above are as follows:

- (b) Sanitary Sewer Improvements. A sanitary sewer main to be laid on the street or streets hereinabove named within the limits defined, and necessary laterals (including water laterals where none exist and water main has been installed) to be laid for the proper connection of abutting property with the sewer main.

C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of payment will be as provided in the Notice of Public Hearing which was served on the owners of the property to be assessed.

D. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

(Signed) Florence Gatten

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Mayor Holliday stated that this was the time and place set for a public hearing to consider a resolution authorizing on basis of public necessity sewer main to extend existing 8" sanitary sewer line on Ridgedale Drive to serve property owners at 4654 Lake Jeanette Road.

After the Mayor asked if anyone was present in the chamber who wished to speak and no one indicated they wished to be heard, Councilmember Wells moved adoption of the resolution. The motion was seconded by Councilmember Johnson; the resolution was adopted on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

R-190 RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS

RIDGEDALE DRIVE TO SERVE PROPERTY OWNERS AT 4654 LAKE JEANETTE ROAD

WHEREAS, due notice has been given that on the 7th day of March, 2006 at 5:30 p.m. in the Council Chamber in the Municipal Office Building a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing;

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

A. That the street or streets hereinabove set out is/are

EXTEND EXISTING 8" SANITARY SEWER LINE ON RIDGEDALE DRIVE TO SERVE PROPERTY OWNERS AT 4654 LAKE JEANETTE ROAD

B. That the local improvements to be made on the street or streets set out above are as follows:

- (c) Sanitary Sewer Improvements. A sanitary sewer main to be laid on the street or streets hereinabove named within the limits defined, and necessary laterals (including water laterals where none exist and water main has been installed) to be laid for the proper connection of abutting property with the sewer main.

C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of payment will be as provided in the Notice of Public Hearing which was served on the owners of the property to be assessed.

D. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

(Signed) Goldie Wells

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Mayor Holliday introduced a resolution authorizing on basis of public necessity water main to be installed in Sweetbriar Road from Old Lake Jeanette Road to Eva Lane. After the Mayor asked if anyone was present in the Chamber who wished to speak and no one indicated they wished to be heard, Councilmember Bellamy-Small moved adoption of the resolution. The motion was seconded by Councilmember Carmany; the resolution was adopted on the following roll call vote: Ayes: Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

S-229 RESOLUTION ORDERING THE MAKING OF CERTAIN LOCAL IMPROVEMENTS

SWEETBRIAR ROAD FROM OLD LAKE JEANETTE ROAD TO EVA LANE

WHEREAS, due notice has been given that on the 7th day of March, 2006 at

5:30 p.m. in the Council Chamber in the Municipal Office Building a public hearing would be held on the improvements hereinafter described and that all objections to the legality of the making of the improvements are required by law to be made in writing, signed in person or by attorney, and filed with the City Clerk at or before the time of the public hearing; and

WHEREAS, the public hearing has now been held and no objections have been made to the making of the improvements;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

A. That the street or streets hereinabove set out is/are

SWEETBRIAR ROAD FROM OLD LAKE JEANETTE ROAD TO EVA LANE

B. That the local improvements to be made on the street or streets set out above are as follows:

(d) Water Main Improvements. A water main to be laid on the street or streets hereinabove named within the limits defined, and that necessary laterals (including sewer laterals where none exist and sewer main has been installed) to be laid for the proper connection of abutting property.

C. That the proportion of the cost of the improvements to be assessed against the abutting property and the terms of payment will be as provided in the Notice of Public Hearing which was served on the owners of the property to be assessed.

D. That this resolution be published one time in a newspaper published in the City of Greensboro as notice of the matters herein set out.

(Signed) T. Dianne Bellamy-Small

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Mayor Holliday stated that this was the time and place set for a public hearing to consider an economic development incentive funding proposal for the R.F. Micro Devices, Inc. expansion project.

Assistant City Manager J. "Ben" Brown provided a power point presentation of an economic analysis of the proposed expansion project over a five year period and background information and history on R.F. Micro Devices, Inc. He stated the proposal met all of the criteria in the Council's Economic Incentive Guidelines, recommended the proposal to Council, and advised that he anticipated the proposed expansion would provide an excellent return on the City's investment.

Mayor Holliday asked if anyone present wished to speak to this matter.

Dan Lynch, President of the Greensboro Economic Development Partnership, noted that R.F. Micro Devices was founded in Greensboro and had expanded as a global leader in its industry, provided details on employment, production and other pertinent company data, and reviewed the terms of the economic incentive proposal. Mr. Lynch stated that Guilford County had awarded an incentive grant to the company and noted that a North Carolina State grant application was under consideration.

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Councilmember Barber entered the Chamber at 8:40 p.m.

Councilmember Johnson moved to readmit Councilmember Barber, excused earlier from the meeting. The motion was seconded by Councilmember Gatten and adopted by voice vote of Council.

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Councilmember Johnson moved that the public hearing on the proposed economic incentive be closed. The motion was seconded by Councilmember Wells and unanimously adopted by voice vote of Council.

Councilmember Gatten thereupon moved adoption of the resolution authorizing economic development incentive grant for RF Micro Devices, Inc. not to exceed \$590,000. The motion was seconded by Councilmember Johnson.

Councilmember Phillips noted that while he was not opposed to R.F. Micro Devices, he did oppose the economic incentives program.

Councilmember Carmany concurred with Councilmember Phillips statement and added that a sizeable increase in State transportation funding was also currently under consideration to assist R.F. Micro Devices by dealing with traffic on the Highway 68 corridor. She stated she preferred this type of funding which also served the public.

Councilmember Groat expressed concerns about awarding incentives to companies and noted that using these funds impacted other funds. She stated she would support this business friendly proposal with mixed opinions.

Councilmember Johnson spoke to the outstanding qualities of the company in the community. She expressed her opinion that the company was a great attraction for local college graduates.

Councilmember Gatten outlined factors that the community depends on for economic development including provision of services and infrastructure, maintaining a profile that can attract new businesses, and sustaining and nurturing existing businesses. She stated that in her opinion, the proposed request met these requirements.

In response to Council, Suzanne Rudy, representing R. F. Micro Devices, Inc., provided general information with respect to the company's policies and existing proportion of minority employment and suppliers and cooperative work with local universities and colleges.

Councilmember Wells noted the company's proven record provided a basis for support of the request. She praised them for their corporate citizenship and minority employment and contract award practices.

The Mayor expressed his support for the incentive proposal and the transportation project discussed earlier by Councilmember Carmany.

Councilmember Bellamy Small moved that the public hearing be closed. The motion was seconded by Councilmember Phillips and unanimously adopted by voice vote of Council.

Upon the vote of Council, the resolution was adopted on the following roll call vote: Ayes: Barber, Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

25-06 RESOLUTION AUTHORIZING ECONOMIC DEVELOPMENT INCENTIVE GRANT FOR RF MICRO DEVICES, INC. NOT TO EXCEED \$590,000

WHEREAS, on May 17, 2005, the City Council adopted New Economic Development Guidelines whereby the City may participate financially in the development of certain private improvements to promote economic development in accordance with the Guidelines and NCGS Section 158-7.1;

WHEREAS, RF Micro Devices, Inc. continued growth since being founded in Greensboro in 1991 and a drive to manufacture additional components in-house has resulted in a need to expand their present manufacturing capacity;

WHEREAS, RF Micro Devices, Inc., has requested that the City provide for a grant reimbursement for the expansion of their current facility which amount of participation is presently estimated at \$590,000 based on a portion of 80% of anticipated new taxes to be derived by the City and new employment upon completion of the project;

WHEREAS, it is further anticipated that RF Micro Devices, Inc. will invest nearly eighty million dollars (\$80,000,000) in development and capital and create up to 300 jobs over the next three years;

WHEREAS, a public hearing has been held in accordance with N.C.G.S. 158-7.1 setting out the particulars of the request and the public benefits to be derived from said improvements;

WHEREAS, it is deemed in the best interest of the City to enter into a participatory agreement with RF Micro Devices, Inc. to share the cost of the above mentioned improvements whereby the City shall reimburse RF Micro Devices, Inc., up to a maximum of \$590,000 for development costs based on a portion of new anticipated taxes to be received from the new project and upon the creation of new employment. The incentive shall be paid over a three (3) year period based upon required increments of new jobs and investment.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That in accordance with the City's New Economic Development Incentive Guidelines and pursuant to N.C.G.S. 158-7.1, a grant reimbursement and participatory agreement between the City of Greensboro and RF Micro Devices, Inc., for site improvements and the creation of 300 new jobs over the next three years is hereby approved, and the Mayor and City Clerk are hereby authorized to execute, on behalf of the City of Greensboro, the proper agreement.

(Signed) Florence Gatten

(A copy of the Power Point presentation presented by Assistant City Manager Brown is filed with the above resolution and is hereby referred to and made a part of the minutes.)

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Moving to the Consent Agenda, the Mayor removed agenda item number 29, a resolution authorizing grant of a three-year lease to the North Carolina Disabled American Veterans Chapter 20 for use of office and parking space at the Depot.

Councilmember Bellamy-Small moved adoption of the Consent Agenda as amended. The motion was seconded by Councilmember Phillips; the amended Consent Agenda was adopted on the following roll call vote: Ayes: Barber, Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

26-06 RESOLUTION APPROVING BID AND AUTHORIZING EXECUTION OF CONTRACT NO. 2006-01 WITH RILEY PAVING, INC. FOR THE RESURFACING OF STREETS THROUGHOUT THE CITY

WHEREAS, after due notice, bids have been received for street resurfacing throughout the City;

WHEREAS, Riley Paving, Inc., a responsible bidder, has submitted the low base and alternate bid in the total amount of \$2,698,379.53 as general contractor for Contract No. 2006-001, which bid, in the opinion of the City Council, is the best bid from the standpoint of the City;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the bid hereinabove mentioned submitted by Riley Paving, Inc. is hereby accepted, and the Mayor and City Clerk are hereby authorized to execute on behalf of the City of Greensboro a proper contract to carry the proposal into effect, payment to be made in the amount of \$2,698,379.53 from Account No. 402-4531-01.5611.

(Signed) T. Dianne Bellamy-Small

(A tabulation of bids for Contract No. 206-01 for the resurfacing of streets throughout the City is filed with the above resolution and is hereby referred to and made a part of the minutes.)

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06-29 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET TO FUND PERSONNEL COST INCREASES IN THE GOVERNOR'S HIGHWAY SAFETY GRANT

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and other Grants Fund be increased as follows:

Account	Description	Amount
220-3595-01.4110	Salaries and Wages	<u>\$ 18,480</u>
TOTAL:		\$ 18,480

And, that this increase be financed by increasing the following State, Federal, and Other Grants Funds accounts:

Account	Description	Amount
220-3595-01.7110	State Grant	\$ 13,855
220-3595-01.9101	Transfer from General Fund	<u>\$ 4,625</u>
TOTAL:		\$ 18,480

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) T. Dianne Bellamy-Small

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06-30 ORDINANCE AMENDING THE BUDGET FOR THE FY 2005-2006 GREENSBORO URBAN AREA METROPOLITAN PLANNING ORGANIZATION (MPO) IN THE STATE AND FEDERAL GRANTS FUND

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

Section 1

That the FY 05-06 budget for the Greensboro Urban Area Metropolitan Planning Organization (MPO) in the State and Federal Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the Greensboro Urban Area Metropolitan Planning Organization Budget be increased as follows:

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
220-4566-01.5413	Consultant Services	100,000
220-4566-01.5928	In-Kind Services	<u>25,000</u>
Total		125,000

And that this budget be financed by increasing the following State and Federal Grants Fund Accounts:

<u>ACCOUNT</u>	<u>DESCRIPTION</u>	<u>AMOUNT</u>
220-4566-01.7110	State Grant	100,000
220-4566-01.8695	Local In-Kind Services	<u>25,000</u>
Total		125,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) T. Dianne Bellamy-Small

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06-31 ORDINANCE AMENDING STATE, FEDERAL AND OTHER GRANTS FUND BUDGET FOR THE APPROPRIATION OF GREENSBORO HOUSING AUTHORITY WEED AND SEED GRANT FUNDS FOR EXTENDED POLICE PATROL IN PUBLIC HOUSING

Section 1

BE IT ORDAINED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the State, Federal, and Other Grants Fund Budget of the City of Greensboro is hereby amended as follows:

That the appropriation to the State, Federal and other Grants Fund be increased as follows:

Account	Description	Amount
220-3513-01.4210	Overtime	\$ 46,880
220-3513-01.4510	FICA Contribution	\$ 725
220-3513-01.4520	Retirement Contribution	<u>\$ 2,395</u>
TOTAL:		\$ 50,000

And, that this increase be financed by increasing the following State, Federal, and Other Grants Funds accounts:

Account	Description	Amount
220-3513-01.7100	Federal Grant	<u>\$50,000</u>
TOTAL:		\$50,000

Section 2

And, that this ordinance should become effective upon adoption.

(Signed) T. Dianne Bellamy-Small

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06-32 AMENDING CHAPTER 18

AN ORDINANCE AMENDING CHAPTER 18 OF THE GREENSBORO CODE OF ORDINANCES WITH RESPECT TO OFFENSES AND MISCELLANEOUS PROVISIONS

Be it ordained by the City Council of the City of Greensboro:

Section 1. That Section 18-21 (b) (3) of the Greensboro Code of Ordinances is hereby amended to read as follows:

~~“(3) Reserved.”~~ **Where pursuant to the written permission of the City Manager blank cartridges may be discharged during historical re-enactments, during theatrical or like performances, or military or similar displays in accordance with the noise ordinance and on land that is zoned to permit such use.”**

Section 2. That all laws and clauses of laws in conflict with the provisions of this Ordinance are hereby repealed to the extent of such conflict.

Section 3. That this Ordinance shall become effective on and after February 21, 2006.

(Signed) T. Dianne Bellamy-Small

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27-06 RESOLUTION LISTING LOANS AND GRANTS FOR CITY COUNCIL APPROVAL

WHEREAS, at its March 1st meeting City Council the City Manager was instructed to include on the regular Council Consent Agenda all loans and grants in excess of \$10,000;

WHEREAS, City Council approval is required for all loans and grants, or pass through loans or grants in excess of \$10,000 on the recommendation of agencies, non-profits, or other organizations acting on behalf of the City prior to the disbursement of funds;

WHEREAS, requests have been made for loans in excess of \$10,000, said requests are presented herewith this day.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the requests for loans in excess of \$10,000 presented herewith this day are hereby approved in accordance with the guidelines set at the March 1, 2005 council meeting.

(Signed) T. Dianne Bellamy-Small

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28-06 RESOLUTION APPROVING APPRAISAL AND AUTHORIZING PURCHASE OF PROPERTY OF BOBBY MUNSEY FOR THE SOUTH WEST RECREATION CENTER

WHEREAS, in connection with proper access to the South West Recreation Center at the terminus of Shimer Drive, the property owned by Bobby Munsey, Tax Map No. 94-7035-C-933-44 is required by the City for said Project, said property being shown on the attached map;

WHEREAS, the required property has been appraised at a value of \$20,000.00, which appraisal, in the opinion of the City Council, is fair and reasonable;

WHEREAS, the owner has agreed to convey said property to the City at the appraised price and it is deemed in the best interest of the City to acquire said property.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the appraisal of the above mentioned portion of property in the amount of \$20,000.00 is hereby approved, and the purchase of the property in accordance with the appraisal is hereby authorized, payment to be made from Account No. 443-5010-01.6011 Activity #01111.

(Signed) T. Dianne Bellamy-Small

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29-06 RESOLUTION CALLING A PUBLIC HEARING FOR MARCH 7, 2006 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – LOCATED AT 1717 COLLEGE ROAD – 8.654 ACRES

WHEREAS, the owner of all the hereinafter described property, which is non-contiguous to the City of Greensboro, has requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 58.1 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 21st day of February, 2006, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 1717 GUILFORD COLLEGE ROAD – 8.654 ACRES)

Section 1. Pursuant to G.S. 160A-58.1, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at a point in the new eastern right-of-way line of Guilford College Road, said point being S 87° 10' 56" E 22.03 feet from the northwest corner of Lot 13 of G. G. Merritt Estate, as recorded in Plat Book 17, Page 5 in the Office of the Guilford County Register of Deeds; thence S 87° 10' 56" E 284.31 feet along the northern line of Lot 13 of said subdivision to the southwest corner of Robert D. and Jeanne K. Spillers, as recorded in Deed Book 4022, Page 525 in the Office of the Register of Deeds; thence S 87° 10' 56" E 290.05 feet along the northern line of said Lot 13 to the southeast corner of Spillers; thence S 87° 10' 56" E 399.73 feet along the northern line of said Lot 13 to the southeast corner of John H. and Creola P. Stiles, as recorded in Deed Book 2235, Page 625 in the Office of the Register of Deeds; thence S 87° 10' 56" E 290.20 feet along the northern line of said Lot 13 to the southeast corner of Donna K. and Michael J. McLaughlin, as recorded in Deed Book 4439, Page 931 in the Office of the Register of Deeds; thence S 87° 10' 56" E 608.51 feet along the northern line of said Lot 13 to the northeast corner of said Lot 13; thence S 03° 23' 36" W 200.11 feet along the eastern lines of said Lot 13 and Lot 14 of said subdivision to the southeast corner of said Lot 14; thence N 87° 10' 26" W 1,897.50 feet along the southern line of said Lot 14 to a point in the new eastern right-of-way line of Guilford College Road; thence N 10° 25' 52" E approximately 201.61 feet along said eastern right-of-way line to the point and place of BEGINNING, and containing 8.654 acres.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after May 31, 2006, the liability for municipal taxes for the 2005-2006 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2006. Municipal ad valorem taxes for the 2006-2007 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after May 31, 2006.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That Tuesday, March 7, 2006 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than February 25, 2006.

(Signed) T. Dianne Bellamy-Small

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30-06 RESOLUTION CALLING A PUBLIC HEARING FOR MARCH 7, 2006 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – LOCATED ON DOVER PARK ROAD – 5.81 ACRES

WHEREAS, the owner of all the hereinafter described property, which is non-contiguous to the City of Greensboro, has requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 58.1 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 21st day of February, 2006, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED ON DOVER PARK ROAD – 5.81 ACRES)

Section 1. Pursuant to G.S. 160A-58.1, the hereinafter described territory is hereby annexed to City of Greensboro:

Beginning at a point in the existing Greensboro satellite city limits, said point being on the west right-of-way line of Dover Park Road at the southwestern end of curve "C20" on Sheet 3 of Grandover, Section 6, Phase 1, as recorded at Plat Book 117, Page 149 in the Office of the Register of Deeds of Guilford County; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS N 62° 18' 49" W 115.97 feet to a point; thence N 2° 11' 08" W 184.49 feet to a point; thence N 7° 05' 13" E 469.17 feet to a point; thence N 26° 15' 19" E 98.70 feet to a point; thence N 59° 13' 10" E 86.04 feet to a point; thence N 29° 22' 32" E 74.28 feet to a point; thence N 25° 25' 26" E 56.47 feet to a point; thence N 31° 58' 00" E 42.49 feet to a point; thence N 61° 19' 11" E 33.96 feet to a point; thence S 86° 16' 07" E 34.47 feet to a point in the west right-of-way line of Dover Park Road; thence along said right-of-way line S 8° 24' 32" E 107.34 feet to a point; thence S 13° 26' 57" E 250.02 feet to a point; thence departing from said right-of-way line S 11° 37' 33" W 393.47 feet to a point on said right-of-way line; thence continuing with said right-of-way line S 36° 42' 09" W 237.66 feet to a point; thence continuing with said right-of-way line with a curve to the left having a radius of 772.00 feet and a chord bearing and distance of S 40° 27' 28" W 101.12 feet to the Point an Place of Beginning, containing 5.81 acres.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after May 31, 2006, the liability for municipal taxes for the 2005-2006 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2006. Municipal ad valorem taxes for the 2006-2007 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after May 31, 2006.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That Tuesday, March 7, 2006 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than February 25, 2006.

(Signed) T. Dianne Bellamy-Small

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31-06 RESOLUTION CALLING A PUBLIC HEARING FOR MARCH 7, 2006 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – LOCATED ON HINES CHAPEL ROAD AND McKNIGHT MILL ROAD – 49.579 ACRES

WHEREAS, the owner of all the hereinafter described property, which is non-contiguous to the City of Greensboro, has requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 58.1 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 21st day of February, 2006, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED ON HINES CHAPEL ROAD AND McKNIGHT MILL ROAD – 49.579 ACRES)

Section 1. Pursuant to G.S. 160A-58.1, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at an existing iron pipe at the southwest corner of David E. Dick as recorded in Deed Book 1995, Page 126 in the Office of the Register of Deeds of Guilford County, NC, said iron being the southeast corner of within described tract, said iron also being a point in the northern right of way line of Hines Chapel Road (SR # 2732); thence with said right of way line North 85°18'53" West 393.70 feet to a new iron pipe; thence leaving the said right of way North 13°21'20" East 319.45 feet to a new iron pipe; thence North 85°38'17" West 401.68 feet to a new iron pipe; thence South 00°55'25" West 35.00 feet to an existing iron pipe, said iron being the northeast corner of Rodney L. and Judy C. Ramey as recorded in Deed Book 2999, Page 285 in said registry; thence with the northern line of said Ramey property North 85°43'53" West 179.92 feet to an existing iron pipe, said iron being the northeast corner of Ed C. and Selma B. Ramey as recorded in Deed Book 1555, Page 327 in said registry; thence with the northern line of said Ramey property North 84°35'43" West 65.82 feet to an existing iron pipe; thence continuing with said northern line of said Ramey property North 84°35'50" West 138.37 feet to an existing nail found, said nail being the northeast corner of Kenneth D. Henderson as recorded in Deed Book 2152, Page 59 in said registry; thence with the northern line of said Henderson property North 86°45'15" West 311.48 feet to an existing iron pipe, said iron being the northeast corner of Frank A. and Eleanor M. Kelty as recorded in Deed Book 4425, Page 2064 in said registry, said iron being the southwest corner of within described tract; said iron also being a corner in the eastern line of Plat Book 8, Page 82 in said registry; thence with the eastern line of said plat North 06°01'35" East 370.46 feet to an existing flat iron found, said iron being the northeast corner of Robert S. Sells as recorded in Deed Book 3652, Page 800 in said registry; thence continuing with eastern line of said plat and said Sells property North 05°13'43" East 91.86 feet to an existing iron pipe, said iron being the southeast corner of Gerardo Sosa as recorded in Deed Book 5867, Page 1146 in said registry; thence continuing with eastern line of said plat North 06°01'06" East 211.75 feet to a new iron pipe, said iron being the northeast corner of said plat; thence North 54°58'54" West 62.94 feet to a new iron pipe, said iron being a point in the eastern right of way line of McKnight Mill Road (SR #2835); thence with the said right of way North 28°47'38" East 78.34 feet to a new iron pipe, said iron being the southwest corner of Jimmy L. and Polly Ann Crews as recorded in Deed Book 5895, Page 1682 in said registry; thence with the southern line of said Crews property South 58°58'45" East 197.33 feet to an existing iron pipe; said iron being the southeast corner of said Crews property; thence with the eastern line of said Crews property and the eastern line of Plat Book 80, Page 71 as recorded in said registry North 30°50'30" East 410.87 feet to an existing iron pipe, said iron being a corner in the southern line of Jerome and Suzanne Kiesel as recorded in Deed Book 5826, Page 2621 in said registry; thence with the southern line of said Kiesel property South 83°59'58" East 460.26 feet to an existing iron pipe, said iron being the southeast corner of said Kiesel property; thence with the eastern line of said Kiesel property North 30°31'36" East 508.28 feet to an existing iron pipe, said iron being the northwest corner of within described tract,

said iron also being a corner in the southern line of Sandra Y. Lewis as recorded in Deed Book 3940, Page 548 in said registry; thence with the southern line of said Lewis property South 86°21' 27" East 239.40 feet to an existing iron pipe, said iron being the southeast corner of said Lewis property; thence South 85°49'00" East 475.57 feet to an existing iron pipe, said iron being the northeast corner of within described tract, said iron also being a corner in the southern line of Charles Richard Panton as recorded in Deed 5347, Page 549 in said registry, said iron also being the northwest corner of David and Ellen Dick as recorded in Deed 3650, Page 2027 in said registry; thence with the western line of said Dick property South 06°51'36" West 1170.32 feet to an existing iron pipe, thence continuing with western line of said Dick property South 06°56'16" West 233.25 feet to an existing iron pipe; thence continuing with western line of said Dick property South 06°37'19" West 87.59 feet to an existing iron pipe, said iron being the northeast corner of David E. Dick as recorded in Deed Book 1995, Page 126 in said registry; thence with the northern line of said Dick property North 85°54'13" West 238.52 feet to an existing iron pipe; thence with the eastern line of said Dick property South 06°53'21" West 293.58 feet to the place and point of BEGINNING and containing 49.579 acres more or less and being the same property as tract 2 of a survey entitled "Boundary Survey of Carrolland Corporation and James Roland Jones Property" done by Koontz-Bryant, PC dated November 14, 2005 and revised on January 5, 2006.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after May 31, 2006, the liability for municipal taxes for the 2005-2006 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2006. Municipal ad valorem taxes for the 2006-2007 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after May 31, 2006.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That Tuesday, March 7, 2006 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than February 25, 2006.

(Signed) T. Dianne Bellamy-Small

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32-06 RESOLUTION CALLING A PUBLIC HEARING FOR MARCH 7, 2006 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – LOCATED AT 2013 WILLOW ROAD – 4.79 ACRES

WHEREAS, the owner of all the hereinafter described property, which is contiguous to the City of Greensboro, has requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 31 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 21st day of February, 2006, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 2013 WILLOW ROAD – 4.79 ACRES)

Section 1. Pursuant to G.S. 160A-31, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at a point in the existing Greensboro city limit line (as of December 31, 2005), said point being the intersection of the centerline of Willow Road and the westward projection of the south line of Lot 1 of Exclusion Plat for City of Greensboro/Fire Department, as recorded at Plat Book 160, Page 62 in the Office of the Register of Deeds of Guilford County; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS in a northerly direction with said centerline approximately 1,600 feet to a corner in the existing city limits; thence in an easterly direction approximately 30 feet to a point in the east right-of-way line of Willow Road; THENCE DEPARTING FROM THE EXISTING CITY LIMITS in a southerly direction with said right-of-way line approximately 1,200 feet to the northwest corner of said Lot 1; thence S 85° 44' 00" E 398.18 feet along the north line of said Lot 1 to its northeast corner; thence S 05° 20' 00" W 400.00 feet along the east line of said Lot 1 to its southeast corner, a point in the existing city limits; THENCE PROCEEDING WITH THE EXISTING CITY LIMITS N 85° 44' 00" W approximately 428 feet along the south line of said Lot 1 and the westward projection thereof to the point and place of BEGINNING, containing approximately 4.79 acres.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after May 31, 2006, the liability for municipal taxes for the 2005-2006 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2006. Municipal ad valorem taxes for the 2006-2007 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after May 31, 2006.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That Tuesday, March 7, 2006 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than February 25, 2006.

(Signed) T. Dianne Bellamy-Small

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33-06 RESOLUTION CALLING A PUBLIC HEARING FOR MARCH 7, 2006 ON THE ANNEXATION OF TERRITORY TO THE CORPORATE LIMITS – LOCATED AT 4090-4094 BATTLEGROUND AVENUE – 8.6 ACRES

WHEREAS, the owner of all the hereinafter described property, which is contiguous to the City of Greensboro, has requested in writing that said property be annexed to the City of Greensboro;

WHEREAS, Chapter 160A, Section 31 of the General Statutes of North Carolina provides that territory may be annexed after notice has been given by publication one time in a newspaper of general circulation in the city;

WHEREAS, at a regular meeting of the City Council on the 21st day of February, 2006, the following ordinance was introduced:

AN ORDINANCE ANNEXING TERRITORY TO THE CORPORATE LIMITS (LOCATED AT 4090-4094 BATTLEGROUNDS AVENUE – 8.6 ACRES)

Section 1. Pursuant to G.S. 160A-31, the hereinafter described territory is hereby annexed to City of Greensboro:

BEGINNING at a point in the existing Greensboro city limit line (as of December 31, 2005), said point being S 65° 48' 25" W 150 feet from the southeast corner of Battleground Avenue (U.S. Highway 220N) and Owl's Roost Road (NCSR # 2337); THENCE PROCEEDING WITH THE EXISTING CITY LIMITS N 65° 48' 25" E 150 feet, crossing Battleground Avenue, to said southeast corner, also being the northwest corner of Phase Two of Davidson Place, as recorded at Plat Book 138, Page 99 in the Office of the Register of Deeds of Guilford County; thence with the west line of said Phase Two the following three courses and distances: S 24° 11' 35" E 126.14 feet to a point, N 65° 44' 27" E 361.27 feet to a point, and S 26° 03' 33" E 560.12 feet to a point in the north line of Lot 2 of Section 1 of Brandt Lake Farms, as recorded at Plat Book 86, Page 104 in the Office of the Register of Deeds; THENCE DEPARTING FROM THE EXISTING CITY LIMITS N 85° 01' 18" W 74.35 feet with the north line of said Lot 2 to its northwest corner; thence S 24° 09' 43" E 210.71 feet with the west line of said Lot 2 to the easternmost corner of Lot 5 of Carrie Nicholson Subdivision, as recorded at Plat Book 17, Page 88 in the Office of the Register of Deeds; thence N 89° 43' 42" W 215.38 feet with the north line of said Subdivision to the easternmost corner of Lot 1 of said Subdivision; thence S 61° 30' 16" W approximately 230 feet with the south line of said Lot 1 and the projection thereof to a point on the west right-of-way line of Battleground Avenue; thence in a northerly direction with said right-of-way line approximately 870 feet to the point and place of BEGINNING, and containing approximately 8.6 acres.

Section 2. The owner agrees to pay to the City of Greensboro an acreage fee of two hundred dollars (\$200.00) per acre for water service and two hundred dollars (\$200.00) per acre for sewer service immediately prior to the time of annexation. Any utility line assessments which may have been levied by the County shall be collected either by voluntary payment or through foreclosure of same by the City. Following annexation, the property annexed shall receive the same status regarding charges and rates as any other property located inside the corporate limits of the City of Greensboro.

Section 3. The owner shall be fully responsible for extending water and sewer service to the property at said owner's expense.

Section 4. From and after the effective date of annexation, the above described territory and its citizens and property shall be subject to all debts, laws, ordinances and regulations in force within the City and shall be entitled to the same privileges and benefits thereof, subject to the provisions in Sections 2 and 3 above.

Section 5. From and after May 31, 2006, the liability for municipal taxes for the 2005-2006 fiscal year shall be prorated on the basis of 1/12 of the total amount of taxes that would be due for the entire fiscal year. The due date for prorated municipal taxes shall be September 1, 2006. Municipal ad valorem taxes for the 2006-2007 fiscal year and thereafter shall be due annually on the same basis as any other property within the city limits.

Section 6. That this ordinance shall become effective on and after May 31, 2006.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That Tuesday, March 7, 2006 at 5:30 p.m. be fixed as the time and the Council Chambers in the Melvin Municipal Office Building as the place for the public hearing on the proposed annexation of territory to the City of Greensboro as

above set out and that this resolution be published in a newspaper published in the City of Greensboro not later than February 25, 2006.

(Signed) T. Dianne Bellamy-Small

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34-06 RESOLUTION AMENDING AGREEMENT WITH GREENSBORO HOUSING AUTHORITY FOR HOUSING VOUCHERS FOR GULF COAST EVACUEES

WHEREAS, the Community Resource Board recommended the use of \$30,000 in housing vouchers for Gulf Coast Evacuee temporary housing assistance on October 20, 2005;

WHEREAS, an Agreement was entered into between the City of Greensboro and Greensboro Housing Authority at that time for said vouchers;

WHEREAS, on January 10, 2006, Council adopted a resolution authorizing the agreement be amended to provide an additional \$45,000 in housing vouchers;

WHEREAS, FEMA will not meet the March 1 deadline for transitioning the voucher lease agreements and is asking cities and counties to continue to provide assistance;

WHEREAS, an additional \$75,000 in housing vouchers is needed to enable HCD to continue providing housing assistance/vouchers to displaced Gulf Coast residents;

WHEREAS, the additional costs of these vouchers will be funded from the Nussbaum Housing Partnership Fund unallocated fund balance which will be reimbursed by FEMA.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That an amendment to the Agreement between the City of Greensboro and Greensboro Housing Authority for the Gulf Coast Evacuee housing vouchers for an additional \$75,000 of Nussbaum Housing Partnership funds is hereby approved.

(Signed) T. Dianne Bellamy-Small

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36-06 RESOLUTION AUTHORIZING INSTALLATION OF WATER AND SEWER LINES IN THE FOREST OAKS ESTATES SUBDIVISION UNDER AGREEMENT BETWEEN CITY OF GREENSBORO AND GUILFORD COUNTY

WHEREAS, Guilford County has recently authorized the installation of water and sewer lines to serve Forest Oaks Estates Subdivision in accordance with the Consolidated Water and Sewer Agreement between the County and the City;

WHEREAS, the project will be financed by the County;

WHEREAS, in the opinion of the City Council, the best interest of the City will be served by the construction of the water and sewer lines in accordance with said agreement;

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the construction of the above mentioned water and sewer lines in accordance with the agreement between the City of Greensboro and Guilford County is hereby authorized; provided that there shall be no assessments levied.

(Signed) T. Dianne Bellamy-Small

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A motion to approve report of budget adjustments for January 3-31, 2006 was unanimously adopted.

(A copy of the report is filed in Exhibit Drawer P, Exhibit Number 1, and is hereby referred to and made a part of the minutes.)

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A motion to approve minutes of regular meetings of January 24 and February 7, 2006, and the meeting as a part of the Council retreat on January 27-28, 2006 was unanimously adopted.

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Mayor Holliday introduced a resolution authorizing grant of a three-year lease to the North Carolina Disabled American Veterans Chapter 20 for use of office and parking space at the Depot, which was removed from the Consent Agenda earlier in the meeting. He stated that the proposed resolution would allow disabled veterans to utilize the City's bus system to access their van system.

The City Manager stated the proposal as an excellent opportunity to use the Depot facility as a multi-modal resource, advised that the City's granting of the space would be valuable, and recommended Council to adopt the resolution.

John Albanson, residing at 5011 Tower Road, expressed gratitude and appreciation to Council for their consideration of this proposal. He provided an overview of the membership and daily van services provided by the volunteers who comprise the Disabled Veterans organization. Mr. Albanson briefly shared some of his personal experiences as a war veteran and noted that the Depot space would provide veterans with an opportunity to centralize their interests and volunteer efforts.

Following additional brief discussion, Councilmember Johnson moved adoption of the resolution. The motion was seconded by Councilmember Bellamy-Small; the resolution was adopted on the following roll call vote: Ayes: Barber, Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips, and Wells. Noes: None.

35-06 RESOLUTION AUTHORIZING GRANT OF A THREE-YEAR LEASE TO THE NORTH CAROLINA DISABLED AMERICAN VETERANS CHAPTER 20 FOR USE OF OFFICE AND PARKING SPACE AT THE DEPOT

WHEREAS, the North Carolina Disabled American Veterans Chapter 20 wishes to lease space at The Depot to operate its transportation program for disabled veterans;

WHEREAS, they have identified Space #5 (Old Barber Shop, 600 square feet) located between the Main Concourse and the Rotunda as sufficient space to runs its program and would also like to lease three parking spaces;

WHEREAS, the parking spaces would allow a fixed space to coordinate volunteer drivers and fixed parking for three vans to provide the transportation services to the veterans;

WHEREAS, due to a lack of financial resources, the North Carolina Disabled American Veterans Chapter 20 has requested the City grant said space with the understanding that, in the event a private party wishes to lease the space it occupies they may be subject to relocation, or if no other space is available, will be required to move out;

WHEREAS, the lease would be for a period of three years to allow sufficient time to establish the program in this location and evaluate the level of service to the community.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That a grant to the North Carolina Disabled American Veterans Chapter 20 for leasing 600 square feet of office space and three parking spaces for a three-year period at the Depot for the operation of its transportation program for disabled veterans is hereby authorized.

(Signed) Yvonne Johnson

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Mayor Holliday introduced a resolution authorizing payment in the amount of \$1,593,000 to Piedmont Triad Regional Water Authority for Greensboro's pro rata share (53.1%) of \$3,000,000 (\$1,593,000 to be paid in three installments (\$531,000 each).

On behalf of Council, the Mayor expressed appreciation to the Water Authority for their work on the Randleman Dam Lake.

Councilmember Phillips moved adoption of the resolution. The motion was seconded by Councilmember Barber; the resolution was adopted on the following roll call vote: Barber, Bellamy-Small, Carmany, Gatten, Groat, Holliday, Johnson, Phillips and Wells. Noes: None.

37-06 RESOLUTION AUTHORIZING PAYMENT IN THE AMOUNT OF \$1,593,000 TO PIEDMONT TRIAD REGIONAL WATER AUTHORITY FOR GREENSBORO'S PRO RATA SHARE (53.1%) OF \$3,000,000 (\$1,593,000 TO BE PAID IN THREE INSTALLMENTS (\$531,000 EACH)

WHEREAS, the Piedmont Triad Regional Water Authority has estimated that an additional \$3,000,000 is needed to complete the Randleman Dam Reservoir project due to bridge projects and increases in steel and concrete prices;

WHEREAS, the City is currently obligated to pay 53.1% of the Randleman Dam and Reservoir costs and the additional costs bring the City's share to approximately \$50,000,000 of the estimated \$88,000,000;

WHEREAS, the additional funding will come out of the Water Resources Capital Improvement Fund.

NOW, THEREFORE, BE IT RESOLVED BY THE CITY COUNCIL OF THE CITY OF GREENSBORO:

That the payment in the amount of \$1,593,000 to Piedmont Triad Regional Water Authority for Greensboro's pro rata share(53.1%) of \$3,000,000 (\$1,593,000 to be paid in three installments of \$531,000 each for the Randleman Dam Reservoir is hereby authorized.

(Signed) Thomas M. Phillips

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Mayor Holliday stated that staff had requested that a resolution authorizing the exchange of right-of-way with Bellemeade Development, LLC for Bellemeade Village, be deleted from this agenda, for possible consideration at a later date. Councilmember Carmany moved that the resolution be deleted from the agenda. The motion was seconded by Councilmember Gatten and unanimously adopted by voice vote of Council.

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Councilmember Johnson added the name of Angel Rashida Ahmad to the boards and commissions data bank for consideration for future service on the Greensboro Transit Authority.

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Councilmember Barber provided brief information about the work of community activists he had met with earlier during the Council meeting.

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Councilmember Wells spoke to the value of her recent participation in municipal government training and briefly outlined her goals and ideas on how to foster greater student participation in municipal government. She expressed appreciation to the Mayor for Council's boards and commissions liaison assignments.

Councilmember Wells added the following names to the boards and commissions data bank for consideration for future service: Louis Byers; Ralph Johnson; Walter Cappel on the Redevelopment Commission; and Wesley McQueen on the Parks and Recreation Commission.

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Councilmember Bellamy-Small spoke to her recent review of crime reports and expressed concern with regard to the number of domestic violence calls reported in 2005 and stated the Commission on the Status of women was in the early stages of developing a domestic violence task force.

During Council discussion of additional details pertaining to the provision of Greensboro Transit Authority (GTA) Higher Education Area Transit (HEAT) services for local college and university students, Councilmember Wells stated she was in the process of working with North Carolina A&T State University on their financial level of participation in this program service. Councilmember Bellamy-Small shared her recent experiences using GTA services.

Councilmember Bellamy-Small stated she planned to present a resolution honoring Tony McKee at the next Council meeting.

After stating she planned to conduct a community forum on March 25, 2006 from 10:00 am to noon at Barber Park, Councilmember Bellamy-Small invited the Mayor, Council, City Manager and Assistant City Managers to attend.

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Councilmember Gatten requested Council to reconsider a zoning request for property located on Fleming Road that dealt with the property on which the historic Bond-McAlister House was located. After stating she was a member of the prevailing side at the February 7, 2006 public hearing, Councilmember Gatten stated she had presented a request to Council to take action to reconsider this matter at the March 7, 2006 meeting.

Deputy Attorney Wood advised that if Council wished to consider this matter as proposed, the public hearing would be advertised as originally considered and that additional more restrictive conditions could be submitted for Council's consideration and added during the public hearing at the March 7, 2006 meeting.

After additional brief discussion, Councilmember Gatten moved that Council reconsider the Fleming Road/Bond-McAlister House rezoning request at the March 7, 2006 meeting. The motion was seconded by Councilmember Barber and unanimously adopted by voice vote of Council.

(A copy of the request and information presented to Council by Councilmember Gatten is filed in Exhibit Drawer P, Exhibit Number 18, and is hereby referred to and made a part of the minutes.)

Councilmember Gatten requested Council to reappoint Nancy Vaughan to the Piedmont Triad Airport Authority. Councilmember Johnson moved that Nancy Vaughan be appointed to serve an additional term on the Piedmont Triad Airport Authority; this term will expire 20 April 2009. The motion was seconded by Councilmember Phillips and unanimously adopted by voice vote of Council.

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Councilmember Phillips expressed concern with respect to the rationale behind City zoning policy related to airports, he advised that he had gathered data related to how a few other North Carolina cities regulate development density in the noise cone. After he stated that a case involving this criteria might come before Council, Councilmember Phillips requested that the Planning Department Director determine the basis for the City's current regulations and share his

findings with Council in the near future.

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The Mayor stated that subsequent to the March 7, 2006 Zoning Commission meeting, he had received a letter from attorney Henry Isaacson, requesting the continuance of matters from March 7, 2006 to March 21, 2006 for matters related to a zoning case for property located north of Hines Chapel Road and East of McKnight Mill Road.

Councilmember Johnson moved that the request for continuance of these matters to March 21, 2006 be granted. The motion was seconded by Councilmember Barber and unanimously adopted by voice vote of Council. (A copy of the letter from Mr. Isaacson is filed in Exhibit Drawer P, Exhibit Number 18 and is hereby referred to and made a part of the minutes.)

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Mayor Holliday stated that the Greensboro Connections 2025 Comprehensive Plan Steering Committee term was scheduled to terminate in March of 2006. After Council expressed a consensus that the Committee's function be extended for an additional year, the Mayor stated he would send an official request to the Committee's chair.

The Mayor invited Council and citizens to attend a Town Hall meeting with the Guilford Legislative Delegation on March 30, 2006 in the Greensboro City Council Chambers from 6:00 pm to 8:00 pm.

Mayor Holliday added the name of Dottie Alston to the boards and commissions data bank for consideration for future service on the Commission on the Status of Women; and the name of Julius Spradling in the boards and commissions data bank for consideration for future service on the Guilford County Historic Preservation Commission.

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Council discussed recent and future community events of interest including Black History Month in February, an update on recent public meetings conducted to receive input on the Elm Street brown fields redevelopment site, and plans to recognize 2006 Olympic speed skating champion Joey Cheek following his return to Greensboro.

Councilmember Johnson moved that Council adjourn the meeting. The motion was seconded by Councilmember Bellamy-Small and unanimously adopted by voice vote of Council.

The City Council meeting was adjourned at 9:54 pm.

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Susan E. Crotts
Deputy City Clerk

Keith A. Holliday
Mayor
